

RECEIPT
#6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Keith Frost et al. Attorney Docket No: BIOL0017
Serial No: 09/976,237 Group Art Unit: 2877
Filed: October 12, 2001 Examiner:
Title: METHOD AND APPARATUS FOR READING REPORTER LABELED
BEADS

REPLY TO RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Bellevue, Washington 98004

September 16, 2002

TO THE DIRECTOR OF THE PATENT AND TRADEMARK OFFICE:

Two Response to Request for Corrected Filing Receipt documents were mailed to applicants on September 3, 2002 in the above-identified patent application. The first Response document indicates that the continuity claimed under 35 USC 120 can not be added to the Filing Receipt without indication of the relationship of the prior application. The second Response document indicates that the filing date of a parent application cannot be changed without correcting (by petition) the filing date in the parent application.

Applicants submitted a Request for Corrected Filing Receipt to the Patent Office on June 25, 2002, requesting that U.S. Application Serial No. 09/939,292 filed August 24, 2001 be added to the continuity data in the subject application, as it was included in the priority claim on page 1 of the specification, and on the application transmittal letter when the application was filed.

Applicants have not attempted to change the filing date of any of the priority applications in this matter.

In reply to the above-noted Responses, applicants filed a second Preliminary Amendment on September 13, 2002, amending the specification of the application to indicate that the subject application is a continuation-in-part of prior application U.S. Application Serial No. 09/939,292 filed

1 August 24, 2001. A copy of the September 13, 2002 Preliminary Amendment is enclosed for
2 reference.

3 It is respectfully requested that a corrected filing receipt be issued which indicates that, in
4 addition to claiming priority in provisional application Serial Nos. 60/240,125, 60/242,734,
5 and 60/228,076, this application is also continuation-in-part of U.S. conventional application Serial
6 No. 09/939,292 filed August 24, 2001, as previously requested.

7
8 Respectfully submitted,

9 

10
11 Ronald M. Anderson
12 Registration No. 28,829

13 I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed
14 envelope as first class mail with postage thereon fully prepaid addressed to: Director of the Patent and
15 Trademark Office, Arlington, VA 22202, on September 16, 2002.

16 Date: September 16, 2002

17 

18 Enclosure

19 9/13/02 Second Preliminary Amendment
20
21
22
23
24
25
26



FILE COPY

5/10/02

Commissioner for Patents
Washington, DC 20231
www.uspto.gov



Bib Data Sheet

CONFIRMATION NO. 9706

SERIAL NUMBER 09/976,237	FILING DATE 10/12/2001 RULE	CLASS 356	GROUP ART UNIT 2621	ATTORNEY DOCKET NO. BIOL0017
APPLICANTS Keith L. Frost, Seattle, WA; David A. Basiji, Seattle, WA; Richard A. Bauer, Kirkland, WA; Rosalynde J. Finch, Seattle, WA; William E. Ortyn, Bainbridge Island, WA; David J. Perry, Woodinville, WA;				
** CONTINUING DATA ***** This appln claims benefit of 60/240,125 10/12/2000 and claims benefit of 60/242,734 10/23/2000 and is a CIP of 09/939,292 08/24/2001 which claims benefit of 60/228,076 08/25/2000				
** FOREIGN APPLICATIONS *****				
IF REQUIRED, FOREIGN FILING LICENSE GRANTED** SMALL ENTITY ** ** 11/19/2001				
Foreign Priority claimed <input type="checkbox"/> yes <input type="checkbox"/> no 35 USC 119 (a-d) conditions <input type="checkbox"/> yes <input type="checkbox"/> no <input type="checkbox"/> Met after met Allowance Verified and Acknowledged Examiner's Signature _____ Initials _____	STATE OR COUNTRY WA	SHEETS DRAWING 28	TOTAL CLAIMS 1	INDEPENDENT CLAIMS 1
ADDRESS 25268				
TITLE Method and apparatus for reading reporter labeled beads				
FILING FEE RECEIVED 1038	FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following:		<input type="checkbox"/> All Fees <input type="checkbox"/> 1.16 Fees (Filing) <input type="checkbox"/> 1.17 Fees (Processing Ext. of time) <input type="checkbox"/> 1.18 Fees (Issue) <input type="checkbox"/> Other _____ <input type="checkbox"/> Credit	



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Frost et al.

Attorney Docket No: BIOL0017

Serial No: 09/976,237

Group Art Unit: 2877

Filed: October 12, 2001

Examiner:

Title: METHOD AND APPARATUS FOR READING REPORTER LABELED BEADS

PRELIMINARY AMENDMENT

Bellevue, Washington 98004

September 13, 2002

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

Please amend the above-identified patent application as noted below in the clean and marked-up version of the amendments. The amendment is being filed to correct an error in a claim to priority. As originally filed, the application failed to indicate the relationship between the present application and copending application 09/939,292. A clean version of the amendments is shown below. A marked-up copy of the amendments follows this response and is entitled MARKED-UP VERSION OF THE AMENDMENTS.

CLEAN VERSION OF THE AMENDMENTS

Amendment to the Specification

In the Specification:

Please amend the specification as follows:

On Page 1, the paragraph beginning at line 4 should be replaced with the following.

This application is based on prior copending provisional application Serial No. 60/240,125, filed on October 12, 2000, and prior copending provisional application Serial No. 60/242,734, filed on October 23, 2000, the benefits of the filing dates of which are hereby claimed under 35 U.S.C. § 119(e). This application is further a continuation-in-part of prior copending conventional application No. 09/939,292, filed on August 24, 2001, which is based on a prior provisional application Serial No. 60/228,076, filed on August 25, 2000, the benefits of the filing dates of which are hereby claimed under 35 U.S.C. § 119(e) and under 35 U.S.C. § 120.

REMARKS

Status of the Claims

Claims 1-59 are now pending in the present application, new Claims 2-59 having been added by a previous preliminary amendment. The present amendment is directed toward correcting a typographical error in a claim to priority, to facilitate the completion of previously submitted Request for a Corrected

Filing Receipt.

///

1 The Examiner is requested to enter the present amendment and to consider the application in
2 the light of this amendment. In the event that any issues arise during the course of such
3 consideration, the Examiner is invited to telephone applicants' attorney at the number listed below.
4

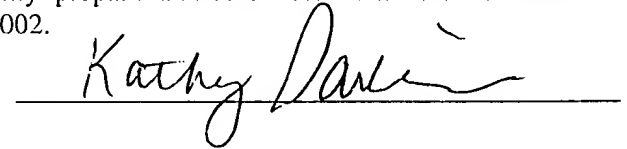
5
6 Respectfully submitted,

7 
8

9 Ronald M. Anderson
10 Registration No. 28,829
11

12 I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed
13 envelope as first class mail with postage thereon fully prepaid addressed to: Director of Patents and
14 Trademarks, Arlington, VA 22202, on September 13, 2002.

15 Date: September 13, 2002
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35





MARKED-UP VERSION OF THE AMENDMENTS

Amendment to the Specification

In the Specification:

Please amend the specification as follows:

On Page 1, the paragraph beginning at line 4 should be replaced with the following.

This application is based on prior copending provisional application Serial No. 60/240,125, filed on October 12, 2000, and prior copending provisional application Serial No. 60/242,734, filed on October 23, 2000, the benefits of the filing dates of which are hereby claimed under 35 U.S.C. § 119(e). This application is further [based on] a continuation-in-part of prior copending conventional application No. 09/939,292, filed on August 24, 2001, which is based on a prior provisional application Serial No. 60/228,076, filed on August 25, 2000, the benefits of the filing dates of which are hereby claimed under 35 U.S.C. § 119(e)[.] and under 35 U.S.C. § 120.